

GARRETT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

PATENT
APPLICATION

In re PATENT APPLICATION of

Inventor(s): ZEICHER

Appln. No.: 08

Series Code ↑

807,500

Serial N. ↑

Group Art Unit:

1635

Examiner.:

S. McGarry

Atty. Dkt. PM

236007

M#

PZCOM01/USC

Client Ref

Filed: February 27, 1997

Title: Nucleotide Sequence for Treating Cancer etc. I P E

Hon. Asst. Commissioner of Patents
Washington, D.C. 20231

Sir:

Date: July 3, 2000



RECEIVED #7

JUL 07 2000

7/8/00

1. **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated February 3, 2000 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable).
4. Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
5. "Small entity" statement filed: herewith. previously.
6. Fee **NOT** required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd,	enter	\$300/150 \$150
If box 2 above is X'd,	enter	\$300/150 \$0
If box 3 above is X'd,	enter	\$260/130 \$0
If box 4 above is X'd,	enter nothing	- 0 - (no fee)
8. Original due date: May 3, 2000		
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo) \$110/\$55 (2 mos) \$380/\$190 (3 mos) \$870/\$435 (4 mos) \$1360/\$680 (Usable only if box 2 is X'd--- 5 mos) \$1850/\$925	+\$190
10. Enter any previous extension fee paid previously since above Original due date (item 7); with concurrently filed amendment	-\$0	
11. Subtract line 9 from line 8 and enter: Total Extension Fee		+\$190
12.	TOTAL FEE ATTACHED =	\$340

(Our Deposit Account No. 03-3975)

(Our Order No. 70401)

C#

236007

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

07/05/2000 SLUANG1 00000052 08807500

Pillsbury Madison & Sutro LLP
Intellectual Property Group

01 FC:216 190.00 OP
02 FC:219 150.00 OP

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NOTE: Fill this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments